Police

File No 47 — 95.

85 25, 26, 29 & 31.

Indexed

Mk. Jarvis

P Referee

85 2. 3 76 47, 22 23, 24

Later Referee

85 27. 28. 36 40.

Communicated

JG

S.No. 13 in the Register

Form No. 3.

FACING SHEET FOR FILE.

_____ **Branch.**

File No. of

SUBJECT.

Prosecution of the parties concerned in an infant marriage that took place at Galder, Mulbagal Taluk between Munni and Ganga.

Mysore Government Central Press, Bangalore.—8-5-93.—2,000.

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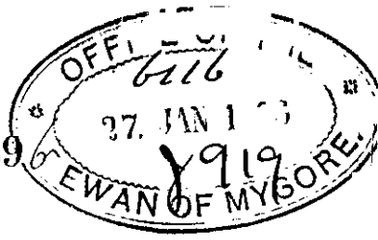
Gen. 30.]



189

From

The Inspector General of Police
in Mysore.

(1)

To

The General Secretary to the
Government of Mysore.

SECTION Police

FILE No. 47—9

SERIAL No. 25

Dated

Despatched 23 January 1896

Received 27/1/96

General No. 2429
No. 256

Enclosure No. one Memo

Recommending the prosecution of the parties concerned in an Infant marriage that took place at Yeldur, Mudbagal Taluk, Kolar District.

J. 27-1-96

To The 1st Comr with draft
Issue
28/1

V

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 2429/256 Dated Bangalore 23 January 1896

Enc. one Memo

FROM

THE INSPECTOR GENERAL OF POLICE
IN MYSORE.

To

THE GENERAL SECRETARY TO THE
GOVERNMENT OF MYSORE

SIR,

I have the honor to forward herewith a statement* of the facts connected with an infant marriage that took place at Yaldur in the Mulbagal Taluk on the 24th November 1895.

* to be kindly returned.

2. It would appear that Mooni, the daughter of Chambar Ganga of the Arikere village, aged 7 years, 2 months and 28 days, was married to one Ganga, son of Chavalooo alias Chavaloogah, aged 16 years, at Yaldur, notwithstanding the remonstrances of Patel Munisya Gowda of the Arikere village and Police Duffedar Raghavendra Rao of the Yaldur Police station. The said Ganga, father of the bride, and Chavalooo alias Chavaloogah, father of the bridegroom, have contravened the provisions of the Infant Marriage Regulation, and I beg that sanction may be accorded for their prosecution under section 3 of the Regulation.

I have the honor to be,
Sir,
Your most obedient servant,

[redacted]
for Inspector General
of Police

Encl to 825 Gen

GOVERNMENT OF MYSORE

1/a

Memo

in the Gaddur Infant marriage case, Kulbagal Taluk.

The facts of the case are stated to be briefly these:-

On the 22nd November 1895 Patail Mooniya Gowda of Arikere received information that Chamban Ganga of his village was going to marry his daughter Mooni - He Sent for Ganga and asked him what the age of the girl was. Ganga told him that she was more than 8 years of age. Not satisfied with the age given by Ganga he referred to the counterfoil of the Registers of Births and deaths and found from the entries that Mooni was only 7 years

2 months and 28 days old at the time. On the 23rd idem he sent for Gunga and in the presence of Shanbhogue Ramappah, Mudappah and other villagers advised him strongly that he should not celebrate the marriage of his daughter, who was under 8 years old, in contravention of the provisions of the Infant Marriage Regulations. What have we to do with your rules. You may do as you like According to our customs we will perform the marriage." So saying Gunga went away. On the very same day the Patel reported the matter to the Taluk Magistrate and to the Duffedar of Yaldur Police station. Soon after the receipt of the Patel's report at 10 A.M. on the 24th idem, the Duffedar proceeded

straight to the quarters of the Madigars, sent for Gunga and Chavaloo alias Chavaloogah father of the bridegroom and told them distinctly that the girl was under 8 years of age, that she should not therefore be married and the performing of such marriage was against the Regulation. Gunga & Chavaluga said that the girl had Com-pleted 8 years, that "Kudikè" marriage was lawful and allowed in their caste, that till then they did not know whether there was any such rule, that having incurred so much expenditure and made all preparations they could not stop at that stage. The Duffedar again told them that he had received a report from the Patél and that the

It is a question whether the Police or other authorities can interfere to prevent such a marriage except in the shape of advice.
MSN
28/

It cannot be said for the Chavaloo and the Patél were under the [illegible] Regulation

6 girl was under the prescribed age. ie. 8 and that the marriage should not be performed. Without paying any heed to the words of the Patil and the Shanbhogue in the 1st instance and again setting at naught the words of the ouffidar the marriage was celebrated on the same day ie 21th November 1895, at Yaldur the village of the bridegroom. Thus it will be seen that this is a marriage performed in open defiance of all lawful authority and that the following facts are clearly established:-

(1) That the girl Hoonu was beyond all doubt as shown by official documents, under the prescribed age limit viz) 8 years.

(2) That the parents of the bride and the bridegroom were warned before hand

in

in unmistakable terms of the illegal act which they showed a determination to carry out, and told not to do it.

(3) That in spite of the warning the marriage was brought about.

The name of the bridegroom is Gunga, age 16.

A Summary of the evidence of the persons examined by the Amildar is appended hereto.

The following documents support the case.

I Report of the Amildar Patel dated 23. 11. 95 to the Station House officer, Galdur.

II do — do — to the Taluk Magistrate, Mulbagal.

III Copy of Register of Births and deaths for August 1888.

IV The Galdur Station diary dated 24th November 1895.

6

The Regulation seems to embrace all kinds of marriage. Exception does not seem to have been made in favour of any one kind or form of marriage in particular. The gist of the offence consists in the age. Hence the accused have no excuse whatever for what they did.

B. Krishna Rao
Assistant Superintendent of Police

21/96.
Kolar.

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PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

(2)

READ—

Letter No. 2429 - 256 dated 23rd January 1896

from the Inspector General of Police in Mysore

reporting that on the 24th November 95 an infant girl of 7 yrs 2 months & 28 days

named Inoomi, daughter of Chambar Ganga

of the Arikere village

was married to one Ganga son of Chavalooo alias

Chavalooga aged 16 yrs

at Yaldur, Mulbagal Taluk

SECTION Police

No. 42-95

ORDER THEREON No. 8857-62 DATED 28-1- 1896.

SERIAL No. 26

J 964 Re file

Under the provisions of section 8 of Regulation X of 1894, the Government are pleased to direct the prosecution, for offences under section 3 of the Mysore Infant Marriages Prevention Regulation, of all persons who caused the marriage of the infant girl named Inoomi

with a ~~husband~~ named Ganga

and of all persons who knowingly aided and abetted the same, ~~and of the said husband~~

Illegible

28.1.96 *General Secretary.*

29/6

To

The Deputy Commissioner, Kolar District.

The Inspector General of Police in Mysore.

10

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Gen. 30.]

OFFICE OF THE DEWAN OF MYSORE
8445
13 APR 1896
130 Ri

189

From

The Inspector General of Police in Mysore.

(2)

SECTION Police

FILE No. 47-95

SERIAL No. 29

To

The ~~General~~ Secretary to the Government of Mysore, Gaural & Revenue Department.

Dated 10

Despatched 11 April 1896 Camp Mysore

Received 13

General No. 3305

No. 348

Enclosure No. one

Reporting that Gunga and Chavalaga convicted in one infant marriage that took place at Yeldur Kolar district were sentenced to pay a fine of Rupees 3 each.

J. 13/4/96 Submitted with correspondence

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 3305
348

Camp Mysore 10 April 1896.
Dated.....

Enc. One

FROM

THE INSPECTOR GENERAL OF POLICE
IN MYSORE.

To

THE ~~GENERAL~~ SECRETARY TO THE
GOVERNMENT OF MYSORE,
General and Revenue Departments.

SIR,

With reference to Government Proceedings No. 3857-2 J. 964 of the 30th January 1896 sanctioning the prosecution of the parties concerned in the marriage of the infant girl Iroori with a person named Ganga, I have the honor to report that the marginally noted individuals were tried and convicted by the officiating District Magistrate, Kolar, and sentenced to pay a fine of Rs. 3/- each and in default of payment to undergo 7 days' simple imprisonment.

I also send herewith copy of Judgment in the case and beg to invite the attention of Government to the remarks made by the officiating District Magistrate of Kolar in para 5 of the same.

Ganga - father of the bride.
Channiga, father of the bridegroom.

I have the honor to be,
Sir,
Your most obedient Servant,

M. Madhava Rao
Inspector General
of Police.

Enc to Sl 29 3/a 12

In the Court of the District Magistrate of Kha

Dated 30th March 1896.

Criminal Case No. 6 of 1895-96.

Complainant — Accused

Government — 1 Chambar Gunga

2 Chowlam alias Chonga.

Offence under Section 3 of the Mayone Infant Marriages Prevention Regulation No. X of 1894.

Judgment.

This case is prosecuted under Government Sanction, by the Mukhapal Police, the offence falling under Section 3 of Regulation X of 1894.

2. The accused to whom the charge was explained, this being a Summons case plead not guilty though they admit the fact of marriage. The 1st accused adds that his daughter is over 8 years of age.

3. Two witnesses viz 1 Kumigadu 2. Naga, have been examined for

Prosecution and exhibits A. B & C,
Births registes and Patels reports are
put in evidence the accuse have
examined no witnesses.

4. It is proved for prosecution that
the girl was only 7 and odd months
old when the marriage took place in
Spite of the warnings administered
by the Patel and the Police to the
accused.

5. It has been brought out in
the Cross examination that among
the Madigars to which class the
accused belong, widows are re
married and though this fact seems
to have induced Government
to exclude Musalman and others
from the operation of the Regulation.
Yet as it is made applicable to Hindus
generally Vide Section 1 Clause (2) I
cannot but Convict the accused of
the offence.

6. The Court finds the accused 1
Gunga 2 Chowlaga, guilty of the

offence of causing the infant marriage of menu with one Gunga also a minor in Contravention of Section 3 of Regulation X of 1894 and Sentences them to pay a fine of Rupees three each in default to 7 days Simple imprisonment.

(Sd). B. G. Krishnaiengar

Dated 30.3.96. Offg. District Magistrate

'Copy' Narayanaswamy

8/4/96. Asst Offg. District Magistrate
Kolar

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No: 11924-5
1333 dt 21-4-96.

SECTION Police

FILE No. 47-95

SERIAL N. 31

Read,

Letter no 3305/348 dated 10th April 1896, from the Inspector General of Police reporting that the marginally noted individuals who brought about the marriage of an infant girl of 7 years, 2 months & 28 days, named Muni, daughter of Chamban Ganga of the Aesikere village, with one Ganga son of Chavalam alias Chavalanga, at Yelahanke in the Kolar district, were sentenced by the Asst. Mkyte of Kolar, to pay a fine of Rs each, and in default of payment to undergo 7 days' simple imprisonment.

Ganga, father of the bride.
Chavalanga, brother of the bridegroom.

to
imprisonment.

Order thereon

Received
the [illegible] punishment is [illegible] ~~in~~ ~~March~~ ~~light~~.

Secretary

To,

The I. G. of Police
in my Rule.

The Chief Magistrate of
Kolar.